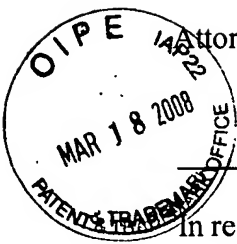


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Attorney Docket # 5255-43PUS

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Thomas SALUTZKI et al.

Serial No.: 10/518,702

Filed: December 20, 2004

For: Drive Device for Opening or Closing a Door or Similar

Examiner: Williams, Thomas J.
Group Art: 3683

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

March 14, 2008
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F. Brice Faller

Name of applicant, assignee or Registered Representative

Signature

March 14, 2008
Date of Signature

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION

SIR:

In response to the Final Office Action dated January 17, 2008, reconsideration and withdrawal of the rejections therein are requested for the reasons following.

Claims 9, 10 and 12-16 stand rejected under 35 U.S.C. §102(e) as being anticipated by U.S. Patent No. 6,618,899 (*Ginzel*), which incorporates U.S. Patent No. 4,019,220 (*Lieberman*).

Independent claim 9 recites, *inter alia*, "a piston made of polyoxymethylene plastic, the piston having a toothed rack... wherein the toothed rack is made of metal and is embedded in the piston by molding the polyoxymethylene plastic around the rack so that the rack and the piston form a one-piece element."

On page 3 of the Office Action, the Examiner contends that *Lieberman* discloses a rack which is made of metal and a piston which is molded around the rack. Applicant disagrees.